

CITY OF LEWISTON

CITY COUNCIL

NOVEMBER 17, 1998

REGULAR MEETING HELD IN THE COUNCIL ROOM AT 7:00 P.M.

COUNCIL PRESIDENT FRANK KELLY, PRESIDING.

PRESENT: Councilors Lynch, Kelly, Carignan, Albert, Samson, Bilodeau, City Administrator Robert J. Mulready and Assistant City Administrator Peter Crichton.

ABSENT: Mayor Tara and Councilor Putnam

Pledge of Allegiance to the Flag.

Moment of Silence.

VOTE (1)

Motion by Councilor Bilodeau, seconded by Councilor Carignan:

To dispense with the reading of the minutes of the September 29, October 13 & 20, 1998, meetings and to accept and place them on file as prepared by the Deputy City Clerk.

Passed - Vote 6-0

CONTINUATION OF THE PUBLIC HEARING ON AN ORDINANCE PERTAINING TO RELAXATION OF SPACE AND BULK STANDARDS

VOTE (2)

Motion by Councilor Carignan, seconded by Councilor Albert:

That the public hearing on the ordinance pertaining to relaxation of space and bulk standards be continued to the meeting of December 15, 1998. Passed - Vote 6-0

VOTE (3)

Motion by Councilor Bilodeau, seconded by Councilor Samson:

To approve the purchase of the H.E. Sargent Property on the River Road consisting of a rock quarry of approximately 7 acres and an adjacent gravel pit of approximately 25 acres, and to authorize the City Administrator to execute the necessary documents on behalf of the City of Lewiston, the total cost of \$232,000 to be funded through a future bond issue. Passed - Vote 6-0

VOTE (4)

Motion by Councilor Albert, seconded by Councilor Samson:

To amend the Traffic Schedule as follows:

SECTION 38 - STOP SIGNS

PLEASANT STREET 2 signs at Scribner Boulevard

SCRIBNER BOULEVARD 2 signs at Pleasant Street
NOTE: additions are underlined; deletions are ~~struck-out~~.
Passed - Vote 6-0

VOTE (5)

Motion by Councilor Carignan, seconded by Councilor Albert:

To accept the recommendation of the Personnel Board and to amend the Health Insurance Policy as follows:

The City of Lewiston shall provide ~~and bear the cost of~~ the Maine Municipal Employee's Health Trust (MMEHT) Dual Option Comprehensive Plan or its equivalent (single, two person or family plan) to those eligible employees ~~each permanent full-time employee~~ and his their dependents. The Employer shall pay the entire cost (single, two person or family plan) of the Point of Service Plan. Employees wishing to participate in the Comprehensive Plan may do so by paying the difference in premiums between the Point of Service Plan and the Comprehensive Plan. The Employer reserves the right to convert said coverage to another carrier or other coverage which provides substantially equal or better coverage.

NOTE: additions are underlined; deletions are ~~struck-out~~.
Passed - Vote 6-0

VOTE (6)

Motion by Councilor Carignan, seconded by Councilor Albert:

To accept the recommendation of the Personnel Board and to amend the Sick Leave Policy as follows:

SICK LEAVE

A. *Accumulation.* Permanent employees shall accrue paid sick leave at the rate of one (1) day per month, a total of twelve (12) days per year accumulating to one-hundred ~~thirty~~ fifty (150) days. ~~(uniformed members of the Fire Department shall accrue one and one-half (1 ½) days per month, a total of eighteen (18) days per year accumulating to one-hundred twenty (120).~~ Employees must have been compensated at least ten (10) days in a month to accumulate

sick leave.

E. *Entitlement upon Separation or Retirement.* Sick leave accumulation shall be forfeited upon separation from City employment unless the employee has ten (10 years) of continued service, attained the age of fifty-five (55) and participated in either the Maine State Retirement System or a City sponsored deferred compensation plan; or has completed the Maine State Retirement System service requirement. There shall be no continuing right for such accrued sick leave in the event an employee returns to City employment unless he returns within thirty (30) days. Upon retirement or separation (as noted above), either through the ~~City Pension Plan~~, Maine State Retirement System or Social Security, employees shall receive one-half (½) of their accumulated unused sick leave to a maximum payment of sixty (60) days. Such payment shall be made at the employee's regular rate of pay at the time of retirement or noted separation. In the event of an employee applying for a disability pension, such payment shall be withheld until the application has been approved.

NOTE: additions are underlined; deletions are ~~struck-out~~.
Passed - Vote 6-0

VOTE (7)

Motion by Councilor Carignan, seconded by Councilor Albert:

To accept the recommendation of the Personnel Board and to adopt the following Dental Plan:

DENTAL PLAN

The City of Lewiston shall provide the Dental Insurance Plan or its equivalent to those eligible employees. The cost of the dental premiums shall be borne by the employees.

Employees not opting to be covered by the dental plan immediately upon being employed or not sustaining a lifestyle change during the year, will not be eligible to join the plan until the next calendar year.

NOTE: additions are underlined; deletions are ~~struck-out~~.
Passed - Vote 6-0

VOTE (8)

Motion by Councilor Carignan, seconded by Councilor Albert:

To accept the recommendation of the Personnel Board and to adopt the following Flexible Benefits Plan:

FLEXIBLE BENEFITS PLAN

The City of Lewiston shall provide a Flexible Benefits Plan (through Maine Choice or its equivalent) as allowed under Section 125 of the Internal Revenue Code. Employees shall bear the cost of either the Medical Reimbursement and/or Dependent Care Options.

Employees not opting to participate in the Flexible Benefits Plan immediately upon being employed or not sustaining a lifestyle change during the year, will not be eligible to participate until the next calendar year.

NOTE: additions are underlined; deletions are ~~struck-out~~.
Passed - Vote 6-0

VOTE (9)

Motion by Councilor Carignan, seconded by Councilor Albert:

To accept the recommendation of the Personnel Board and to amend the Health Insurance Policy as follows:

PREMIUM CONVERSION

The City of Lewiston shall make available a Premium Conversion Plan which enables employees to have their premiums deducted on a pre-taxed basis for participation in either the health, dental or flexible benefits plan, i.e. reducing the cost impact of the premiums for participation in fringe benefits requiring employees contributions.

NOTE: additions are underlined; deletions are ~~struck-out~~.
Passed - Vote 6-0

VOTE (10)

Motion by Councilor Carignan, seconded by Councilor Albert:

To approve the renewal of the lease for the Coburn School Property by Androscoggin County Head Start for a ten (10) year period under the same terms and conditions as the previous lease. Passed - Vote 6-0

VOTE (11)

Motion by Councilor Carignan, seconded by Councilor Albert:

To approve the Citizens Participation Plan and Planning Process Schedule for the FY2000 Community Development Program, as recommended by the Planning Board.
Passed - Vote 6-0

VOTE (12)

Motion by Councilor Carignan, seconded by Councilor Albert:

To authorize the City Clerk's Office to approve the Liquor License Application and Special Amusement Permit for Dancing and Entertainment for the Connexion, 16-18 Park Street, pending approval from the appropriate departments.

Passed - Vote 6-0

VOTE (13)

Motion by Councilor Carignan, seconded by Councilor Albert:

To grant a Special Amusement Permit for Dancing and Entertainment to the Midtown Athletic Club, 315 Lisbon St.

Passed - Vote 6-0

VOTE (14)

Motion by Councilor Carignan, seconded by Councilor Albert:

ORDERED, That Hines Alley (extension) being approximately 92.5 feet in length and 50 feet wide and located between the existing Hines Alley and Lincoln Street, as reported by the Street Committee, be and the same is hereby accepted, allowed and established as a public easement, or public way, for the use of the City of Lewiston, in accordance with the Code of Ordinances, Chapter 66, Section 66-99. Passed - Vote 6-0

VOTE (15)

Motion by Councilor Carignan, seconded by Councilor Albert:

ORDERED, That the 1987 acceptance of Sargent Avenue be amended to include all of that section which is presently paved including the turnaround used by the Department of Public Works. Passed - Vote 6-0

VOTE (16)

Motion by Councilor Lynch, seconded by Councilor Samson:

To approve the Municipal/State Agreement for the reconstruction of Lincoln Street from Cedar Street to the Androscoggin Bridge and to authorize the City Administrator to sign said agreement on behalf of the City of Lewiston.

Passed - Vote 6-0

VOTE (17)

Motion by Councilor Carignan, seconded by Councilor Bilodeau:

To table, until a special meeting on Tuesday, November 24th, the ratification of the collective bargaining agreement between the City of Lewiston and the Public Works Unit, Council 93, AFSCME AFL-CIO, to be effective as of the first pay period of July 1998 and extending to the last pay period of June 2000 and to authorize the Mayor to sign said agreement on behalf of the City of Lewiston.

Passed - Vote 6-0

VOTE (18)

Motion by Councilor Carignan, seconded by Councilor Kelly:

That the following resolution be adopted:

Whereas: The recent acts of vandalism and anti-semitism directed at Temple Shalom violate the standards of human decency and civility we espouse, and

Whereas: The acts in question violate the laws of the State of Maine and diminish us all, and

Whereas: The acts in question destroy the fabric of the body politic in serious and fatal ways, and cause great harm to individuals and groups in our community, and

Whereas: Such acts are unacceptable in all circumstances and cannot be tolerated in a free society and in our communities,

Be It Resolved: That the Lewiston City Council decries and despises these acts and calls on all citizens of Lewiston to affirm their solidarity with our Jewish brothers and sisters and to express their unrelenting opposition to all hate crimes, including acts of anti-semitism, and

Be it Further Resolved: That the Lewiston City Council asks communities of faith, educational institutions, families and individuals to use this unfortunate series of incidents at Temple Shalom to educate the community about the importance of tolerance and the need to embrace and celebrate diversity

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and difference in our community.
Passed - Vote 6-0

VOTE (19)

Motion by Councilor Carignan, seconded by Councilor Bilodeau:

To adjourn at 8:20 P.M. Passed - Vote 6-0

A true record, Attest:

Kelly J. Mercier
Deputy City Clerk
Lewiston, Maine